

Hon. Wayne D. Brazil  
United States Magistrate Judge (Ret.)  
JAMS  
Two Embarcadero Center, Suite 1500  
San Francisco, CA 94111  
Telephone: (415) 774-2668  
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Special Master

JAMS

TESSERA, INC.,

Plaintiff,

vs.

ADVANCED MICRO DEVICES, INC., et  
al.,

Defendants.

**CASE NO. 4:05-CV-04063-CW**

**JAMS REFERENCE NO. 1100049599**

**SPECIAL MASTER'S RECOMMENDATION  
THAT DISTRICT JUDGE WILKEN ISSUE AN  
ORDER WITHDRAWING SPECIAL MASTER'S  
IMPROVIDENTLY FILED "ORDER DENYING  
MOTION FOR RELIEF FROM SECTION 11 OF  
PROTECTIVE ORDER" (DOCKET #1521), AND  
ORDER**

On December 22, 2014, the Special Master submitted for filing and served on the parties his "Order Denying Motion for Relief from Section 11 of Protective Order," docketed as Number 1521.

The Special Master submitted this Order for filing improvidently by failing to seek the parties' input, in advance, about whether any matter disclosed in the Order was entitled to be sealed. Because the Special Master now understands that some of the information in the Order might well be entitled to protection from public disclosure, he hereby RECOMMENDS that District Judge Wilken issue an ORDER WITHDRAWING SPECIAL MASTER'S IMPROVIDENTLY FILED "ORDER DENYING MOTION FOR RELIEF FROM SECTION

1 11 OF PROTECTIVE ORDER.” (Dkt #1521).

2 If District Judge Wilken issues the recommended order, the Special Master will offer  
3 counsel an opportunity to identify (and justify) any portions of the improvidently issued earlier  
4 order that are entitled to be sealed. If appropriate showings are made, the Special Master will  
5 issue two versions of his earlier order, one for filing in the public record with appropriate  
6 redactions, and one for filing under seal (without redactions).

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8 IT IS SO RECOMMENDED.

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11 HON. WAYNE D. BRAZIL (RET.)  
12 SPECIAL MASTER

13 Dated: January 6, 2015

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16 IT IS SO ORDERED.

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18 HON. CLAUDIA WILKEN  
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20 Dated: 1/15/2015  
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